

**Minutes
City Council/Redevelopment Agency/Public Financing Authority
City of Huntington Beach**

Monday, September 19, 2011
4:00 PM - Room B-8
6:00 PM - Council Chambers
Civic Center, 2000 Main Street
Huntington Beach, California 92648

**An audio recording of the 4:00 PM portion of this meeting
and a video recording of the 6:00 PM portion of this meeting
are on file in the Office of the City Clerk and are archived at
www.huntingtonbeachca.gov**

4:00 PM - ROOM B-8

CALL TO ORDER - 4:02 PM

ROLL CALL - (Councilmembers Harper and Dwyer requested and were granted permission to be absent pursuant to Resolution No. 2001-54)

Present: Shaw (arrived at 4:46 PM), Hansen, Carchio, Bohr, and Boardman
Absent: Harper, and Dwyer

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (RECEIVED AFTER AGENDA DISTRIBUTION) - None.

PUBLIC COMMENTS PERTAINING TO STUDY SESSION / CLOSED SESSION ITEMS (3 Minute Time Limit) - None.

STUDY SESSION

1. The Police Chief, Fire Chief and Marine Safety Chief provided a PowerPoint presentation on the use of new technology to enhance public safety.

A PowerPoint presentation entitled *Strategic Plan Goal: The Use of New Technology to Enhance Public Safety - Police, Marine Safety, Fire* was opened with Police Captain Chuck Thomas presenting the following titled slides: Police Department: Historical Use of Technology to Enhance Public Safety, Future Challenges and Opportunities with New Technology, 800 MHz Countywide Coordinated Communications Systems Migration Project, Mobile Data Computers (MDC), Pac-Set Portable Radios, Computer Aided Dispatch/Records Management System (CAD/RMS), and Laser Scanning System.

Captain Thomas responded to Councilmember Boardman's inquiries regarding availability of Federal grant monies and whether or not associated costs are identified in future City budgets.

Marine Safety Division Chief Kyle Lindo presented the following titled slide: Marine Safety Division: Historical Use of Technology to Enhance Public Safety and Future Challenges and Opportunities with New Technology.

Fire Chief Patrick McIntosh presented the the following titled slides: Fire: Historical Use of Technology to Enhance Public Safety, Future Opportunities to Use New Technology, Electronic Prehospital Care Reports (E-PCR), Automatic Vehicle Locator Dispatch (AVL), Deccan System, Move Up Module (MUM) Dispatch Software, and CUPA Software (Certified Unified Program Agency - Hazardous Materials Disclosure Program).

Captain Thomas responded to Councilmember Boardman's inquiry about Phases Four and Five of the \$13M Countywide Upgrade during the budgeted years of 2012-2018.

Chief McIntosh discussed radio costs shared by all agencies including the Orange County Sheriff and the Orange County Fire Authority.

The presentation concluded with a slide titled: Police, Marine Safety, Fire - Potential Funding Sources, and Funding Challenges.

RECESS TO CLOSED SESSION

By a consensus of Council, the meeting was recessed to Closed Session.

CLOSED SESSION

2. Pursuant to Government Code § 54957.6, the City Council recessed to Closed Session to meet with its designated labor negotiators: Fred Wilson, City Manager; Paul Emery, Deputy City Manager; Bob Hall, Deputy City Manager; Michele Carr, Director of Human Resources; and Lori Ann Farrell, Director of Finance, regarding labor negotiations with all labor groups.

3. Pursuant to Government Code § 54956.9, the City Council recessed into closed session to confer with the City Attorney regarding the following lawsuits: Anita J. Newman v. City of Huntington Beach, Orange County Superior Court Case No. 30-2010-00405526. In this case, a bicyclist claims she was hit by a parking control gate near the Huntington Beach Lifeguard Headquarters.

6:00 PM - COUNCIL CHAMBERS

RECONVENED CITY COUNCIL/REDEVELOPMENT AGENCY/PUBLIC FINANCE
AUTHORITY MEETING - 6:00 PM

CLOSED SESSION REPORT BY CITY ATTORNEY - None.

ROLL CALL - (Councilmembers Harper and Dwyer requested and were granted permission to be absent pursuant to Resolution No. 2001-54)

Present: Shaw, Hansen, Carchio, Bohr, and Boardman
Absent: Harper, and Dwyer

PLEDGE OF ALLEGIANCE - Led by Councilmember Boardman

INVOCATION - Invocation by Daljeet Singh of the Sikh Center and the Huntington Beach Interfaith Council

AWARDS AND PRESENTATIONS

Announcement - Mayor Carchio announced the observance of National Hispanic Heritage month which began on September 15 and continues through October 15. The observation began as a week in 1968 under President Johnson and was later expanded to a month in August 1998 by President Reagan. Recognition of the Federal Diversity Month is a program of the city's Human Relations Task Force.

Presentation - Mayor Carchio called on Father Christian Mondor to make a presentation to the City in appreciation of the City's support of the Blessing of the Waves event.

Presentation - Mayor Carchio called on Al Campbell to present the City with a six to eight thousand year old milling stone in memory of Dick White.

Mayor's Award - Mayor Carchio called on Public Works Director Travis Hopkins to present the Mayor's Award to Facilities Maintenance Technician Jason Thompson.

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS (RECEIVED AFTER AGENDA DISTRIBUTION)

Pursuant to the Brown "Open Meetings" Act, City Clerk Joan Flynn announced the following supplemental communications received by her office following distribution of the Council agenda packet:

A Notice of Absence received from Councilmember Devin Dwyer requesting permission to be absent pursuant to Resolution No. 2001-54.

Communication for Public Hearing Item No. 14 submitted by Interim Director of Community Services, Paul Emery revising Attachment 2 Aquatics Class Current Fee to \$70.00; and, a PowerPoint communication, entitled *Citywide Fee Final Review and Update*.

A PowerPoint communication for Ordinance for Introduction Item No. 15 submitted by Police Chief Ken Small, entitled *Prohibiting Taxicabs in Green Zones*.

PUBLIC COMMENTS (3 Minute Time Limit)

(The number (hh:mm:ss) following the speakers' comments indicates their approximate starting time in the archived video located at <http://www.surfcity-hb.org/government/agendas/>)

Leroy Lucian, speaking on behalf of *HB Reads One Book*, informed Council about author Alba Trevino Hart returning to Huntington Beach to present a writing seminar on Saturday, October 15 at the Huntington Central Library, with all proceeds to benefit *HB Reads One Book*.
(00:20:49)

Betsy Crimi spoke in support of the Mobile Home Advisory Board. (00:22:04)

Tony Saccareccia, owner of Blue Water Pedicabs, voiced concerns about other pedicab companies operating without proper insurance during the U.S. Open of Surfing. (00:25:20)

Mary Jo Baretich spoke in support of the Mobile Home Advisory Board. (00:27:51)

**COUNCIL COMMITTEE - APPOINTMENTS - LIAISON REPORTS AND ALL AB 1234
DISCLOSURE REPORTING**

Reports were provided by Mayor Pro Tem Hansen and Mayor Carchio.

Councilmember Bohr submitted a written report that will be made available in the City Clerk's Office.

CITY MANAGER'S REPORT - None.

CONSENT CALENDAR

1. Received and Filed the City Treasurer's July 2011 Investment Summary Report

A motion was made by Hansen, second Boardman to receive and file the Monthly Investment Report for July 2011, pursuant to Section 17.0 of the Investment Policy of the City of Huntington Beach. The motion carried by the following roll call vote:

AYES:	Shaw, Hansen, Carchio, Bohr, and Boardman
NOES:	None
ABSENT:	Harper, and Dwyer

2. Received and filed Strategic Plan Update

A motion was made by Hansen, second Boardman to receive and file the updated status of the Six-Month Strategic Objectives. The motion carried by the following roll call vote:

AYES:	Shaw, Hansen, Carchio, Bohr, and Boardman
NOES:	None
ABSENT:	Harper, and Dwyer

3. Adopted Resolution No. 2011- 71 approving the application for Grant Funds under the Statewide Park Development and Community Revitalization Program, Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) to construct an Americans with Disabilities Act (ADA) ramp at LeBard Park to the Santa Ana River pathway

A motion was made by Hansen, second Boardman to adopt Resolution No. 2011- 71, "A Resolution of the City Council of the City of Huntington Beach Approving the Application for Statewide Program Grant Funds for Improvements to LeBard Park," under the Statewide Park Development and Community Revitalization Program, Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84). The motion carried by the following roll call vote:

AYES:	Shaw, Hansen, Carchio, Bohr, and Boardman
NOES:	None
ABSENT:	Harper, and Dwyer

4. Approved and authorized execution of a revised Central Net Operations Authority Joint Powers Agreement

A motion was made by Hansen, second Boardman to approve and authorize the Mayor and City Clerk to execute the revised "Central Net Operations/Joint Powers Agreement." The motion carried by the following roll call vote:

AYES: Shaw, Hansen, Carchio, Bohr, and Boardman
NOES: None
ABSENT: Harper, and Dwyer

5. Approved and authorized the Chief of Police to execute a one year grant agreement with the State of California Office of Traffic Safety (OTS) in the amount of \$174,209 for a Selective Traffic Enforcement Program (STEP); approved appropriation and established a separate business unit; and, authorized expenditure of same amount plus any accrued interest

A motion was made by Hansen, second Boardman to approve and accept the one year Grant Agreement between OTS and the City of Huntington Beach; and, authorize the Chief of Police to execute the agreement with OTS; and, approve appropriations and estimated revenue in the amount of \$174,209; and, establish a separate business unit for this funding and authorize the Chief of Police to expend up to \$174,209 plus accrued interest on the Selective Traffic Enforcement Program. The motion carried by the following roll call vote:

AYES: Shaw, Hansen, Carchio, Bohr, and Boardman
NOES: None
ABSENT: Harper, and Dwyer

6. Approved and authorized execution of Amendment No. 2 to Professional Services Contract between the Redevelopment Agency of the City of Huntington Beach and Kane, Ballmer & Berkman for Legal Services

A motion was made by Hansen, second Boardman to approve and authorize the Chair and Agency Clerk to execute "Amendment No. 2 to Professional Services Contract Between the Redevelopment Agency of the City of Huntington Beach and Kane, Ballmer & Berkman for Legal Services." The motion carried by the following roll call vote:

AYES: Shaw, Hansen, Carchio, Bohr, and Boardman
NOES: None
ABSENT: Harper, and Dwyer

7. Approved and authorized execution of an Exclusive Negotiation Agreement with VF Outdoor, Inc. (Vans) for the potential development of a Skate Park on a 2.7 acre City owned property located on Center Avenue near Gothard Street; and, appropriated \$60,000 towards the cost of an Environmental Impact Report (EIR)

A motion was made by Hansen, second Boardman to approve an "Exclusive Negotiation Agreement" with VF Outdoor, Inc. a California Corporation (Vans) for the development of a skate park on a 2.7 acre City owned property located on Center Avenue, near Gothard Street; and, appropriate \$60,000 from the Park Acquisition and Development Fund (20945101) toward the environmental review cost for the proposed skate park project; and, authorize the City Manager and City Clerk to sign all necessary documents to execute the Agreement. The motion carried by the following roll call vote:

AYES: Shaw, Hansen, Carchio, Bohr, and Boardman
NOES: None
ABSENT: Harper, and Dwyer

8. Adopted Resolution No. 2011-75 approving plans and specifications for the Bartlett Basin Inlet Project, located on Adams Avenue, by the County of Orange Public Works Department

A motion was made by Hansen, second Boardman to adopt Resolution No. 2011-75, "A Resolution of the City Council of the City of Huntington Beach Approving Construction of the Bartlett Basin Inlet Structure To Be Funded By the Orange County Flood Control District." The motion carried by the following roll call vote:

AYES: Shaw, Hansen, Carchio, Bohr, and Boardman
NOES: None
ABSENT: Harper, and Dwyer

9. Approved Fiscal Year 2010-2011 Year End Budget Adjustments

A motion was made by Hansen, second Boardman to approve a budget adjustment of \$275,000 in the Economic Development Department Budget, General Fund (Fund 100); and a budget adjustment of \$192,000 in the Hotel-Motel Bid Fund (Fund 907); and, approve a budget adjustment of \$100,000 in the Retiree Medical Fiduciary Fund (Fund 702); and a budget adjustment of \$275,000 in the Supplemental Retirement Fiduciary Fund (Fund 703); and, approve a budget adjustment of \$661,342 in the Community Facilities District Funds (Fund 405, 406, 408, and 410); and, approve a budget adjustment of \$162,000 in the Specific Events Fund (Fund 101). The motion carried by the following roll call vote:

AYES: Shaw, Hansen, Carchio, Bohr, and Boardman
NOES: None
ABSENT: Harper, and Dwyer

PUBLIC HEARING

10. Adopted Resolution No. 2011-72 approving an annual assessment within the Huntington Beach Auto Dealers Business Improvement District (BID) for Fiscal Year 2011-2012

Mayor Carchio opened the public hearing.

City Clerk Flynn reported that her office received zero protests of assessment.

With no one present to speak on the item, Mayor Carchio closed the public hearing.

A motion was made by Shaw, second Bohr to conduct the Public Hearing; and, adopt City Council Resolution No. 2011-72, "A Resolution of the City Council of the City of Huntington Beach Approving an Annual Assessment within the Huntington Beach Auto Dealers Association Business Improvement District for Fiscal Year 2011-2012." The motion carried by the following roll call vote:

AYES: Shaw, Hansen, Carchio, Bohr, and Boardman
NOES: None
ABSENT: Harper, and Dwyer

11. Adopted Resolution No. 2011-73 approving an annual assessment within the Huntington Beach Downtown Business Improvement District for Fiscal Year 2011-2012

Mayor Carchio opened the public hearing.

City Clerk Flynn reported that her office received zero protests of assessment.

With no one present to speak on the item, Mayor Carchio closed the public hearing.

A motion was made by Shaw, second Bohr to conduct the Public Hearing; and adopt City Council Resolution No. 2011-73, "A Resolution of the City Council of the City of Huntington Beach Approving an Annual Assessment within the Huntington Beach Downtown Business Improvement District for Fiscal Year 2011-2012." The motion carried by the following roll call vote:

AYES:	Shaw, Hansen, Carchio, Bohr, and Boardman
NOES:	None
ABSENT:	Harper, and Dwyer

12. Adopted Resolution No. 2011-74 approving an annual assessment within the Huntington Beach Hotel/Motel Business Improvement District (BID) for Fiscal Year 2011-2012

Mayor Carchio opened the public hearing.

City Clerk Flynn reported that her office received zero protests of assessment.

With no one present to speak on the item, Mayor Carchio closed the public hearing.

A motion was made by Bohr, second Shaw to conduct the Public Hearing; and, adopt City Council Resolution No. 2011-74, "A Resolution of the City Council of the City of Huntington Beach Approving an Annual Assessment within the Huntington Beach Hotel/Motel Business Improvement District for Fiscal Year 2011-2012." The motion carried by the following roll call vote:

AYES:	Shaw, Hansen, Carchio, Bohr, and Boardman
NOES:	None
ABSENT:	Harper, and Dwyer

13. Adopted Resolution No. 2011-76 for enforcement of California Vehicle Code Provisions on Brightwater Drive; and, approved for introduction Ordinance No. 3921 amending Municipal Code Chapter 10.12 relating to speed limits adding Brightwater Drive

Mayor Carchio opened the public hearing.

With no one present to speak on the item, Mayor Carchio closed the public hearing.

A motion was made by Hansen, second Bohr to adopt Resolution No. 2011-76, "A Resolution of the City Council of the City of Huntington Beach Authorizing the Huntington Beach Police Department to Enforce California Vehicle Code Provisions on Private Streets in the Brightwater Residential Community;" and, approve for Introduction, after the City Clerk reads by title,

Ordinance 3921, "An Ordinance of the City of Huntington Beach Amending Chapter 10.12 of the Municipal Code Relating to Speed Limits." The motion carried by the following roll call vote:

AYES:	Shaw, Hansen, Carchio, Bohr, and Boardman
NOES:	None
ABSENT:	Harper, and Dwyer

14. Adopted Resolution 2011-65 amending the Citywide User Fee Schedule by revising Credit Card Processing Fees and Lifeguard Hourly Rates; and, adopted Resolution 2011-66 amending the Citywide Schedule for Charges for Facility Rentals, Recreation Services, and Parking Rates and Terms.

Interim Director of Community Services Paul Emery provided a PowerPoint entitled *Citywide Fee Final Review and Update*, and outlined fees adopted by Council on September 9, 2011.

Mayor Carchio opened the public hearing.

Pursuant to the Brown "Open Meetings" Act, City Clerk Flynn announced supplemental communications received after distribution of the Council agenda packet:

Communication submitted by Interim Director of Community Services, Paul Emery revising Attachment 2 Aquatics Class Current Fee to \$70.00; and, a PowerPoint communication, entitled *Citywide Fee Final Review and Update*.

With no one present to speak on the item, Mayor Carchio closed public hearing.

A motion was made by Boardman, second Shaw to adopt Resolution No. 2011-65, "A Resolution of the City Council of the City of Huntington Beach Amending Resolution 2009-31 which Establishes a Citywide user Fee Schedule and Repealed Resolution 2007-58 and Supplemental Resolutions Thereto (Supplemental Fee Resolution No. 4)."

Finance Director Lori Ann Farrell responded to Mayor Carchio's question if citizens are informed of fee options when they make a credit card payment in person (at the counter).

Mayor Carchio and Director Farrell discussed how service fees are not for profit but rather reimburse the City for direct costs for service.

The motion carried by the following roll call vote:

AYES:	Shaw, Carchio, Bohr, and Boardman
NOES:	Hansen
ABSENT:	Harper, and Dwyer

Mayor Carchio reopened the public hearing to allow comments on Resolution No. 2011-66.

With no one present to speak on the item, Mayor Carchio closed public hearing.

A motion was made by Boardman, second Shaw to approve fees identified on Attachment 2 under title *Group A - Facility Rentals*. The motion carried by the following roll call vote:

AYES:	Shaw, Bohr, and Boardman
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NOES: Hansen, and Carchio
ABSENT: Harper, and Dwyer

A motion was made by Boardman, second Shaw to approve fees identified on Attachment 2 under title *Group B - Sports Programs*. The motion carried by the following roll call vote:

AYES: Shaw, Bohr, and Boardman
NOES: Hansen, and Carchio
ABSENT: Harper, and Dwyer

A motion was made by Boardman, second Bohr to approve fees identified on Attachment 2 under title *Group C - Recreation/Human Services*, ***as amended by Supplemental Communication to identify the correct current fee of \$70.00 for Item No. 22 - Aquatics Class***. The motion carried by the following roll call vote:

AYES: Shaw, Bohr, and Boardman
NOES: Hansen, and Carchio
ABSENT: Harper, and Dwyer

A motion was made by Boardman, second Shaw to approve fees identified on Attachment 2 under title *Group D - Art Center*. The motion carried by the following roll call vote:

AYES: Bohr, Boardman, and Shaw
NOES: Hansen, and Carchio
ABSENT: Harper, and Dwyer

A motion was made by Boardman, second Shaw to approve fees identified on Attachment 2 under title *Group E - Fees Not Specifically Addressed*. The motion carried by the following roll call vote:

AYES: Bohr, Boardman, and Shaw
NOES: Carchio, and Hansen
ABSENT: Harper, and Dwyer

A motion was made by Boardman, second Bohr to adopt Resolution No. 2011-66, "A Resolution of the City Council of the City of Huntington Beach Amending Resolution 2009-33 which Established a Citywide Schedule for Charges for Facility Rentals and Recreation Services and Repealed Resolution 2007-60 and all Supplemental Resolutions Thereto. (Supplemental Fee Resolution No. 4)." The motion carried by the following roll call vote:

AYES: Shaw, Bohr and Boardman
NOES: Hansen, and Carchio
ABSENT: Harper, and Dwyer

ORDINANCES FOR INTRODUCTION

15. Approved for introduction Ordinance No. 3922 amending Chapter 10.44 of the Huntington Beach Municipal Code by prohibiting taxicabs from standing or parking in twenty-four (24) minute green zones

Police Chief Small provided a PowerPoint entitled *Prohibiting Taxi Cabs in Green Zones* that addressed twenty-four minute parking and Section 10.44.010 of the Huntington Beach Municipal Code.

Councilmember Shaw discussed the valuable services taxi cabs provide, and recommended an education campaign possibly through the downtown Business Improvement district (BID). Chief Small discussed working with downtown businesses.

Councilmember Boardman and Chief Small discussed what time of day the parking issue occurs, and yellow curb location.

Mayor Carchio discussed the rotational protocol cab drivers use to pick up customers.

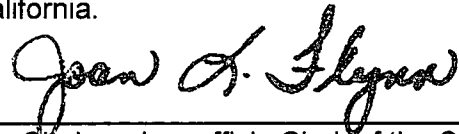
A motion was made by Shaw, second Bohr to approve for introduction, after the City Clerk reads by title, Ordinance No. 3922, "An Ordinance of the City of Huntington Beach Amending Chapter 10.44 of the Huntington Beach Municipal Code Relating to Parking Time Limits." The motion carried by the following roll call vote:

AYES:	Shaw, Hansen, Carchio, Bohr, and Boardman
NOES:	None
ABSENT:	Harper, and Dwyer

COUNCILMEMBER COMMENTS (Not Agendized)

Comments were provided by Councilmember Boardman, Mayor Carchio and Councilmember Bohr.

ADJOURNMENT - Adjourned at 7:20 PM to **Monday, October 3, 2011**, at 4:00 PM in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.



City Clerk and ex-officio Clerk of the City Council of the City of Huntington Beach and Clerk of the Redevelopment Agency of the City of Huntington Beach, California

ATTEST:


City Clerk-Clerk
Mayor-Chair